

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF OHIO

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UNITED STATES,	:	CASE NO. 1:20-cr-00329-1
Plaintiff,	:	ORDER
v.	:	[Resolving Doc. 78]
EDWARD D. MARSHALL,	:	
Defendant.	:	

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JAMES S. GWIN, UNITED STATES DISTRICT COURT JUDGE:

In this criminal case, Defendant Edward Marshall moved for a sentence reduction under U.S. Sentencing Guidelines Amendment 821 and 18 U.S.C. § 3582(c)(2). Specifically, Marshall asked the Court to reduce his sentence from 72 months to 60 months.<sup>1</sup>

The Court granted Marshall's motion and reduced Marshall's sentence to 60 months.<sup>2</sup> Doing so reduced Marshall's sentence to less than time served.<sup>3</sup> However, sentences cannot be reduced to less than time served when the sentence reduction is based on a retroactive Sentencing Guidelines amendment.<sup>4</sup>

Therefore, Marshall asks the Court to amend his sentence reduction to time served.<sup>5</sup> The Court **GRANTS** Marshall's request and amends Marshall's sentence reduction to **TIME SERVED**.

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<sup>1</sup> Doc. 68 at 2.

<sup>2</sup> Doc. 77.

<sup>3</sup> See Doc. 78 at 1; Doc. 78-1.

<sup>4</sup> U.S.S.G. §1B1.10(b)(2)(C).

<sup>5</sup> Doc. 78.

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GWIN, J.

IT IS SO ORDERED.

Dated: February 22, 2024

*s/ James S. Gwin*  
JAMES S. GWIN  
UNITED STATES DISTRICT JUDGE